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6 *Attorneys for Defendants*

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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11 LYDIA DOMINGUEZ, PATSY MILLER,  
12 ALEX BROWN, by and through his mother  
and next friend Lisa Brown, DONNA  
13 BROWN, CHLOE LIPTON, by and  
through her conservator and next friend  
14 Julie Weissman-Steinbaugh, HERBERT M.  
MEYER, LESLIE GORDON, CHARLENE  
15 AYERS, WILLIE BEATRICE SHEPPARD,  
and ANDY MARTINEZ, on behalf of  
16 themselves and a class of those similarly  
situated; SERVICE EMPLOYEES  
17 INTERNATIONAL UNION UNITED  
HEALTHCARE WORKERS WEST;  
SERVICE EMPLOYEES  
18 INTERNATIONAL UNION UNITED  
LONG-TERM CARE WORKERS;  
SERVICE EMPLOYEES  
19 INTERNATIONAL UNION LOCAL 521;  
SERVICE EMPLOYEES  
INTERNATIONAL UNION CALIFORNIA  
20 STATE COUNCIL, UNITED DOMESTIC  
WORKERS OF AMERICA, AFSCME,  
LOCAL 3930, AFL-CIO; and  
21 CALIFORNIA UNITED HOME CARE  
WORKERS,  
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23 Plaintiffs,

24 v.  
25 ARNOLD SCHWARZENEGGER,  
26 Governor of the State of California, et al.,  
27  
28 Defendants.

CV 09-2306 CW

STIPULATION AND ORDER STAYING  
ALL DISTRICT COURT PROCEEDINGS  
IN THIS ACTION PENDING  
RESOLUTION OF RELATED  
PROCEEDINGS IN THE U.S. SUPREME  
COURT

1        WHEREAS the U.S. Supreme Court has granted defendants' joint petition for certiorari in  
2        *Douglas v. California Pharmacists*, Case No. 09-1158, of which this case is a part;

3        WHEREAS the parties believe that there is a significant possibility that the U.S. Supreme  
4        Court's decision in *California Pharmacists* could either eliminate the need for further litigation in  
5        this action or significantly clarify and narrow the issues that would still need to be litigated;

6        WHEREAS the parties agree that it would be more efficient for the Court and the parties to  
7        stay all district court proceedings pending the U.S. Supreme Court's resolution of *Douglas v.*  
8        *California Pharmacists*;

9            IT IS HEREBY STIPULATED between the parties through their respective counsel that,  
10      subject to this court's approval:

11        1. All district court proceedings in this action are hereby stayed.

12        2. The stay shall be lifted automatically upon the U.S. Supreme Court's issuance of its  
13      decision in *Douglas v. California Pharmacists*, Case No. 09-1158.

14        3. The stay may be lifted unilaterally by any party at any time upon three (3) days' prior  
15      written notice to the court and all other parties.

16        4. The stay may be lifted at any time by order of the court.

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1 Dated: February 25, 2011

Respectfully submitted,

2 KAMALA D. HARRIS  
3 Attorney General of California

4 /s/ SUSAN M. CARSON

5 SUSAN M. CARSON  
6 Supervising Deputy Attorney General  
7 *Attorneys for State Defendants*

8 Respectfully submitted,

9 Stephen P. Berzon  
10 Scott A. Kronland  
11 Stacey M. Leyton  
12 Peder J. Thoreen  
13 Anne N. Arkush  
14 Altshuler Berzon LLP

15 /s/ Stacey M. Leyton  
16 *Attorneys for Plaintiffs*

17 Respectfully submitted,

18 Michael G. Woods  
19 Timothy J. Buchanan  
20 Mandy L. Jeffcoach  
21 McCormick, Barstow, Sheppard, Wayte &  
22 Carruth LLP

23 /s/ Timothy J. Buchanan  
24 *Attorneys for Fresno Defendants*

1                   **GENERAL ORDER 45 ATTESTATION**

2                   I, Susan Carson, am the ECF user whose ID and password are being used to file this  
3 declaration. In compliance with General Order 45, X.B., I hereby attest that counsel for Plaintiffs  
4 and Fresno Defendants have concurred in the filing of this document with their electronic  
5 signatures.

6                   Dated: February 25, 2011

7                   /S/ Susan M. Carson

8                   Susan Carson

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10                  PURSUANT TO STIPULATION, IT IS SO ORDERED. **However, absent a further**  
11 **stipulation or order of the Court, the dates set for Court appearances will remain on**  
**calendar.**

12                  Dated: March 2, 2011



13                  Honorable Claudia A. Wilken  
14                  United States District Court Judge

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